GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Commercial Taxes Department –Sri Ch.Durga Prasad, Senior Assistant (under suspension), Vijayawada-I Division - Allegations of corrupt practices, collecting mamools from Vijayawada whole sale dealers, colluding with the tax evading dealers, unholy nexus with the Accountants of the dealers, threatening the dealers those who are not yielding to mamools, abuse of official powers and regular complaints in newspapers and by certain individuals on Intelligence wing- Enquiry - Enquiry Officer appointed - Enquiry Report Submitted– allegations prima-facie proved – Disciplinary proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 – Article of Charges – Issued.

REVENUE (VIG.VI) DEPARTMENT

G.O.Rt.No.136 Dated:10.02.2023

Read the following:-

G.O.Ms.No.40, Revenue (VIG.VI) Dept., dated:10.02.2023.

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ORDER:

In continuation of the G.O. read above, it is proposed to hold an enquiry against Sri Ch.Durga Prasad, Senior Assistant (under suspension), Vijayawada-I Division in accordance with the procedure laid down in Rule 20 of the said rules.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held, is setout in the enclosed statement of articles of charge (Annexure-I) and the imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained, are also enclosed (Annexure-III & IV).

3. Sri Ch.Durga Prasad, Senior Assistant (under suspension), Vijayawada-I Division is directed to submit within 15 days from the date of receipt of this order, a written statement of his defense.

4. Sri Ch.Durga Prasad, Senior Assistant (under suspension), Vijayawada-I Division is informed that an inquiry will be held only in respect of those articles of charges are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Ch.Durga Prasad, Senior Assistant (under suspension), Vijayawada-I Division is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Sri Ch.Durga Prasad, Senior Assistant (under suspension), Vijayawada-I Division is invited to Rule 24 of the Andhra Pradesh civil services (conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri Ch.Durga Prasad, Senior Assistant (under suspension), Vijayawada-I Division is aware of such a representation and that it has been made at his/ her instance and action will be taken against him / her for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

N. GULZAR
SECRETARY TO GOVERNMENT (CT)

To,
Sri Ch.Durga Prasad, Senior Assistant (under suspension), Vijayawada-I Division (w.e. Annexure-I to IV) through the Chief Commissioner of State Tax, A.P., Guntur District (with a request to serve the order on the individual and send the served copy with dated signature to Government).

Copy to:
The Chief Commissioner (ST), A.P., Kunchanapalli, Guntur District.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI CH.DURGA PRASADSENIOR ASSISTANT, VIJAYAWADA-I DIVISION UNDER SUSPENSION

Article-I

That Sri Ch.Durga PrasadSenior Assistant,Vijayawada-I Division (under suspension)in association with certain other employees of the Department, (1)spy upon the dealers by making use of service of Hamalies of transport companies for blackmailing and threatening the dealers for collection of mamools(2) ran a parallel Government in Vijayawada-I Divisionsince he worked in the same division for more than 20 years in various capacities and acquired thorough knowledge about the transport companies, Sri Ch.Durga Prasadused that knowledge for collection of mamools instead of increasing the Government revenues.

Thus by his above mentioned acts has exhibited lack of integrity, not shown devotion to duty and exhibited conduct which is unbecoming on the part of Government servant in contravention to Rule 3 of A.P.C.S.(Conduct Rules)1964.

Thus, by the above acts of commissions and omissions the Charged officer has rendered himself for penal action under Rule 9 of APCA CCA rules, 1991.

N. GULZAR
SECRETARY TO GOVERNMENT (CT)

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINSTSRI CH.DURGA PRASAD FORMERSENIOR ASSISTANT, VIJAYAWADA-I DIVISIONUNDER SUSPENSION

-oOo-

There have been several complaints of high handed behavior, corruption, collusion with tax evading dealers and blackmailing several dealers for pecuniary gain with resultant loss of revenue to the State, against certain Officers and staff of the Intelligence Wing and some circles of Vijayawada-I Division.

Article-I

Acomplaint by Sri Prasad forwarded by CMO vide Ref.No.11381/CMO-G/2019 making serious allegations of corruption. The allegations include the following

- The two have employed a private detective agenciesto find out the details of employees properties to blackmail them.
- They use hamalies of transport departments to spy on dealers and with that information threaten the dealer for collection of mamools.
- They earned hundreds of crores of rupees through corruption.
- They manage the ACB so that no complaints against them are acted upon.
- They run a parallel Government like mafia.
- They know the ins and outs of all transport companies, the goods which they transport and the dealers to who they transport and use that information to collect mamools.
- Any complaints made against them will not be acted upon in any Office.

Sri Prasad filed another complaint on 12.04.2021 to CCST making similar allegations as those filed in the complaint forwarded by the CMO namely 1) Sri B.Mehar Kumar, GSTO, Intelligence Wing of Vijayawada-I Division, 2) SmtK.Sandhya, GSTO, Intelligence Wing of Vijayawada-I Division 3) Sri G.R.V.Prasad, GSTO, Samangam Chowk, 4) Sri Ch.Durga Prasad, Sr.Asst, Bhavanipuram Circle and 5) Sri K.Malleswara Chary, Night Watchman, Park Road Office.

An Inquiry concluded by Additional Commissioner (ST) in determining that the charged officer indeed indulged in misdeeds such as calling for information without authority, entering the business premises and residences of

dealers without proper authorisation and conducting Vehicular checks without authority and instructions.

Thus by his above mentioned acts the Charged Officer has exhibited lack of integrity, not shown devotion to duty and exhibited conduct which is unbecoming on the part of Government servant in contravention to Rule 3 of A.P.C.S.(Conduct Rules) 1964.

Thus, by the above acts of commissions and omissions the Charged officer has rendered himself for penal action under Rule 9 of APCA CCA rules, 1991.

N. GULZAR
SECRETARY TO GOVERNMENT (CT)

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHGE FRAMED AGAINST SRI CH.DURGA PRASADSENIOR ASSISTANT, VIJAYAWADA-I DIVISIONUNDER SUSPENSIONARE PROPOSED TO BE SUSTAINED

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1) Adverse News item published in a Telugu Newspaper against Intelligence Unit of Vijayawada-I Division on 04.04.2021.
2) CMO.Ref.11381/CMO-G/2019
3) Complaint dated 12.04.2021 filed by Sri Prasad.
4) Enquiry Report of Commissioner (ST) (then Additional Commissioner (ST) dated 16.04.2021.
5) Govt. Memo.No.REV01-/CCST0CCTE/32/2021-CT-II, Revenue (CT-II) Dept., Dt.14.07.2022 appointing Enquiry Officer.
6) Enquiry report dated 19.12.2022 of OSD, Revenue.

N. GULZAR
SECRETARY TO GOVERNMENT (CT)

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESS BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI CH.DURGA PRASAD FORMERSENIOR ASSISTANT, VIJAYAWADA-I DIVISION UNDER SUSPENSIONARE PROPOSED TO BE SUSTAINED

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1) Commissioner (ST) (then Additional Commissioner (ST)), O/o. CCST, Kunchanapalli, Guntur District.
2) OSD, Revenue (CT) Department, A.P., Secretariat, Velagapudi.

N. GULZAR
SECRETARY TO GOVERNMENT (CT)

// FORWARDED :: BY ORDER //

SECTION OFFICER